

City of Shannon Hills, Arkansas
Regular City Council Meeting
May 10, 2005

Mayor Davis called the meeting to order at 6:30pm.
The Mayor led the pledge of Allegiance.

Roll Call: Present were Mayor Davis, Recorder-Treasurer Curt Wilson, City Attorney Patrick Benca, Aldermen Robin Baker, Mike Kemp, James Smith, Dave Holsomback, and Diane Everett. Alderman Bobby Riley was absent.
Alderman Riley Arriver at 6:34pm

Minutes: Minutes of the Regular of Apr 8, 2005, and special meetings from Mar 17, and Apr 26, 2005 were presented for approval. Motion to approve was made by Alderman Baker. Second was provided by Alderman Holsomback. Motion was approved by voice vote with no opposition.

Financial Report: The Recorder-Treasurer presented the following verbal financial report:

General Fund Checking Account ...	\$ 48,960.03
Reader Board	\$ 481.72
Emergency Light Fund	\$ 253.00
Radio Fund	\$ 88.88
Undeposited Funds	\$ 12,849.64
Reserve Fund (Stephens).....	<u>\$ 48,329.68</u>
Total General Fund	\$ 110,962.95
 Payroll Account	 \$ 292.28
 Street Fund Checking Account ...	 \$ 55,174.55
Street fund reserve account	<u>\$ 33,345.84</u>
Total Street Fund Assets	\$ 88,520.39
 Bond & Fine Account	 \$ 27,298.93
Court Clerk Fund	\$ 14,446.00
 LOPFI Account balance	 \$ 9,190.94

Motion to accept the Financial Report as given was made by Alderman Baker. Second was offered by Alderman Everett. Motion was approved by voice vote wit no opposition.

Mayor Davis informed the council members that the Department Head and Court Clerk reports were on their desks. Those reports are on file, in binders, in the Records office and shall be considered as an extension of these minutes.

Mayor Davis announced that a late item had been added to the agenda and that he would entertain a motion to accept and work from the amended agenda rather than the one that was distributed earlier. Motion was made by Alderman Kemp to adopt the revised agenda. A second was made by Alderman Riley. The motion was approved by voice vote with no opposition.

Item 1. Project updates from Lemons Engineering. (Tim Lemons)

On April 20, 2005 bids were opened on the Sewer project. Rated on base bid *Spurlock Inc.* was ranked first, *McVee* was second and *Building and Utility Contractors* was third. However, when ranked on deductible alternative, *McVee* was ranked first followed by *Spurlock, Inc* and *Building and Utility Contractors*. All bids were slightly over the amount budgeted. Overage is attributed to increases in cost of petroleum which, in turn, increases the cost of sewer pipe.

By taking the deductible alternative and negotiating with *McVee*, the low bidder when taking that option, The project was brought in under budget. Project changes were minimal and involved reducing the surface line links to most connections. Using the deductible alternative leaves five (5) homes out of the project. It is anticipated that later events related to the project may allow those houses to be added later. It is the recommendation of Lemons Engineering that the contract should be awarded to *McVee* in the amount of \$688,337.00 after applying change order #1. A pre-construction meeting has been scheduled at city hall on May 25,2005.

A MOTION was made by Alderman Kemp, with a second from Alderman Everett, *that the city follow the recommendation of the engineering firm and award the contract the McVee Inc, Contingent on the implementation of change order #1 and reduction of the contract amount to \$688,337.00.*

The motion was approved by voice vote with no opposition.

2004 Water-Sewer Bond issue...

Construction began on April 28, 2005. CBI Inc, has cleared the site area, excavated the foundation pit, set the forms, installed the rebar and poured the concrete for the tank foundation. The project is approximately 15% complete. CBI has quoted a price of \$28,340.00 for the installation of an antennae corral on the water tank. Addition of the corral is shown as Change Order #1 for this contract.

A MOTION was made by Alderman Kemp *that Change Order #1, (adding the Antennae Corral to the water tank), be approved, at the cost quoted.* The motion received a second from Alderman Everett and was approved by voice vote with no opposition.

The city has received a favorable ruling from the court concerning the Crawford land acquisition. As soon as a storm water pollution prevention plan can be submitted to, and approved by, ADEQ, clearing of the land can commence.

Mr. Lemons reported that replacing the glass front door and window assembly, On the water tank, with a basic metal door could save approximately \$3,000.00.

A MOTION was made by Alderman Baker to approve a change order that's would change to door to metal. A second was made by Alderman Everett. The motion was approved by voice vote without opposition.

Item 2. Resolution 2005-03 (Appreciation to Michael Monroe)

A MOTION was made by Alderman Kemp that a Resolution of Appreciation be approved and presented to Mr. Michael Monroe in recognition of the volunteer work of Mr. Monroe during the recent city wide cleanup. A second was provided by Alderman Baker. The motion was approved by voice vote with no opposition.

Item 3. Ordinance 2005-06 Restructuring Planning Commission and changing the way officers are selected.

Ordinance Motion First reading:

The proposed Ordinance was read by Attorney Benca

A MOTION was made by Alderman Riley with a second provided by Alderman Everett that Ordinance 2005-06 be approved. The motion was approved by voice vote with no opposition.

Suspending rules:

A motion was made by Alderman Baker to suspend the rules and place the ordinance on the table for a second vote, Reading only the title. The motion received a second from Alderman Riley. The motion was approved by voice vote with no opposition

Ordinance Motion Second reading:

The Title of the proposed Ordinance was read by Attorney Benca

A MOTION was made by Alderman Baker with a second provided by Alderman Holsomback that Ordinance 2005-06 be approved. The motion was approved by voice vote with no opposition.

Suspending rules:

A motion was made by Alderman Baker to suspend the rules and place the ordinance on the table for a second vote, Reading only the title. The motion received a second from Alderman Everett. The motion was approved by voice vote with no opposition

Ordinance Motion Third reading:

The Title of the proposed Ordinance was read by Attorney Benca

A MOTION was made by Alderman Riley with a second provided by Alderman Everett that Ordinance 2005-06 be approved. The motion was approved by voice vote with no opposition.

Item 4. Arkansas Digital Systems of Bryant to offer high speed Internet service to Shannon Hills:

Doug Hendrix and 2 other company members representing Arkansas Digital Systems presented their ideas about providing wireless internet service to the city by placing their antennae on the new water tank.

They talked about franchise fees of \$100.00 per month plus \$1.00 per month/per customer. No precise figures were provided with respect to what each customer would pay, but "about" \$40.00 was mentioned. After several minutes of discussion Mr. Hendrix indicated that he would submit a written offer to the city in the near future and may ask to appear at another Council meeting following that offer. No action was taken by the Council at this time.

Item 5. Change in city Wrecker Service agreement:

The city invited *A-1 Express* and *Metro* towing services to present their offers with respect to providing towing services for the city. Their ability and willingness to meet the needs of the city were quite similar. After hearing both presentations the Council elected to offer a non-exclusive contract to both companies. Calls for service will alternate between the two companies. In order to achieve the desired status The council first had to serve notice that the existing contract with A-1 Express.

A MOTION was made by Alderman Riley to terminate the existing contract with A-1 Express as of the contract end date. (believed at the time to be May 24, 2005.) The motion received a second from Alderman Everett. The motion was approved by voice vote with no opposition.

A MOTION was made by Alderman Baker that a new, *non-exclusive*, contract be offered to both *A-1 Express* and *Metro Towing* beginning as soon as the details can be worked out and a contract prepared and signed. The motion received a second from Alderman Holsomback. The motion was approved by voice vote. There was no opposition however, Alderman Kemp Abstained. Therefore the vote was 5 for, 0 opposed 1 Abstained.

Alderman Riley Stated, for the record, that it was the intent of the Council to begin, the day following the expiration of the current contract with A-1 Express, to alternate service calls between the two Companies until such time as contracts were signed and implemented.

Comments:

None.

A Motion to Adjourn was made by Alderman Baker. A second was supplied by Alderman Riley. Motion was approved by voice vote with no opposition.

The Meeting Adjourned at 7:45pm.

Date: _____

Approved: _____
Larance Davis, Mayor

Attest: _____
Curt Wilson, Recorder-Treasurer